

# Declaration, Power Of Attorney and Petition

Page 1 of 2

WE (I) the undersigned inventor(s), hereby declare(s) that:

My residence, post office address and citizenship are as stated below next to my name,

We (I) believe that we are (I am) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

USER INTERFACE FOR VOICE MESSAGE ACCESS

the specification of which

☐ is attached hereto.

☒ was filed on December 12, 1997 as

Application Serial No. 08/989,874

and amended on \_\_\_\_\_

☐ was filed as PCT international application

Number \_\_\_\_\_

on \_\_\_\_\_

and was amended under PCT Article 19

on \_\_\_\_\_ (if applicable).

We (I) hereby state that we (I) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We (I) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

We (I) hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s)

Application No.	Country	Day/Month/Year	Priority Claimed
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

We (I) hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

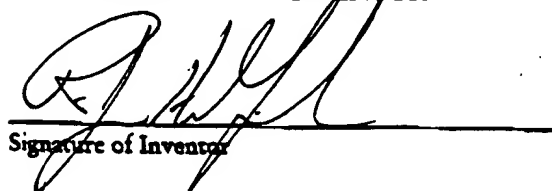
We (I) hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status (pending, patented, abandoned)
_____	_____	_____
_____	_____	_____
_____	_____	_____

And we (I) hereby appoint: Norman F. Oblon, Registration Number 24,618; Marvin J. Spivak, Registration Number 24,913; C. Irvin McClelland, Registration Number 21,124; Gregory J. Maier, Registration Number 25,599; Arthur I. Neustadt, Registration Number 24,854; Richard D. Kelly, Registration Number 27,757; James D. Hamilton, Registration Number 28,421; Eckhard H. Kuesters, Registration Number 28,870; Robert T. Pous, Registration Number 29,099; Charles L. Gholz, Registration Number 26,395; Vincent J. Sunderdick, Registration Number 29,004; William E. Beaumont, Registration Number 30,996; Steven B. Kelber, Registration Number 30,073; Robert F. Gause, Registration Number 27,295; Jean-Paul Lavalleye, Registration Number 31,451; Stephen G. Baxter, Registration Number 32,884; Martin M. Zoltick, Registration Number 35,745; Robert W. Hahl, Registration Number 33,893; Richard L. Treanor, Registration Number 36,379; Steven P. Weihrouch, Registration Number 32,829; John T. Goolkasian, Registration Number 26,142; Marc R. Labgold, Registration Number 34,651; William J. Healey, Registration Number 36,160; Richard L. Chinn, Registration Number 34,305; Steven E. Lipman, Registration Number 30,011; Carl E. Schlier, Registration Number 34,426; James J. Kulbaski, Registration Number 34,648; Catherine B. Richardson, Registration Number 39,007; Richard A. Neifeld, Registration Number 35,299; J. Derek Mason, Registration Number 35,270; and Surinder Sachar 34,423; our (my) attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business in the Patent Office connected therewith; and we (I) hereby request that all correspondence regarding this application be sent to the firm of OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C., whose Post Office Address is: Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202.

We (I) declare that all statements made herein of our (my) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

RICHARD J. HELFERICH  
NAME OF FIRST SOLE INVENTOR

  
Signature of Inventor

6/10/98  
Date

Residence: \_\_\_\_\_  
Chapel Hill, North Carolina

Citizen of: U.S.

Post Office Address: 8408 Sterling Bridge Road  
Chapel Hill, North Carolina 27516

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the application of:

Docket No.:

19504-028

Richard J. Helferich

Serial No.: To Be Assigned

Filing Date: Herewith

For: **User Interface for Voice Message Access**

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The Assistant Commissioner for Patents  
Washington, D.C. 20231

**Notification That the Power of Attorney and Correspondence Has Changed  
During the Prosecution of the Prior Application (37 C.F.R. 1.63(d)(4))**

Dear Sir:

The above identified non-provisional patent application is a continuation of U.S. Patent Application No.: 08/989,874 (hereafter "the prior application").

Pursuant to 37 C.F.R. § 1.63(d)(4), Applicants hereby identify that the Power of Attorney and Correspondence address was changed during the prosecution of the prior application. Attached hereto is a copy of (1) a Revocation and New Power of Attorney and (2) a Notice of Change of Correspondence Address, both of which were filed in the prior application on July 13, 1999.

002220 05521560



Date: February 23, 2000

**THE** **NEW** **YORK** **PUBLIC** **LIBRARY**

Express Mail No.: EH834117837US

Date of Deposit: July 13, 1999

PATENT APPLICATION  
Attorney Docket No. 19504-015  
(CBM-2 CON)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Richard J. Helferich  
SERIAL NUMBER : 08/989,874 EXAMINER :  
FILING DATE : December 12, 1997 ART UNIT : 2742  
FOR : USER INTERFACE FOR VOICE MESSAGE ACCESS

July 6<sup>th</sup>, 1999  
Washington, D.C.

Assistant Commissioner for Patents  
Washington, DC 20231

REVOCATION AND NEW POWER OF ATTORNEY

I, the undersigned inventor, hereby revoke any and all former powers of attorney and  
appoint:

David B. Bernstein, Registration No. 32,112  
David F. Crosby, Registration No. 36,400  
Brett N. Dorny, Registration No. 35,860  
Ivor R. Elrifi, Registration No. 39,529  
John A. Harre, Registration No. 37,345  
William Marino, Registration No. 44,219  
Leslie Meyer-Leon, Registration No. 37,381  
A. Jason Mirabito, Registration No. 28,161  
Michel Morency, Limited Recognition  
John T. Prince, Registration No. 43,091  
C. Eric Schulman, Registration No. 43,350  
Thomas M. Sullivan, Registration No. 39,392  
Howard Susser, Registration No. 33,556

all of MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO PC, One Financial Center, Boston,  
Massachusetts 02111, and

Martin M. Zoltick, Registration No. 35,745

of MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO PC, 701 Pennsylvania Avenue, N.W.,  
Washington, D.C. 20004, as my attorneys with full power of substitution and revocation to take  
any and all action necessary with regard to the above-identified application.

APPLICATION No.

08-03,874

APPLICANTS:

Richard J. Helferich

SEND CORRESPONDENCE TO:

Martin M. Zoltick  
Mintz Levin  
701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004

DIRECT TELEPHONE CALLS TO:

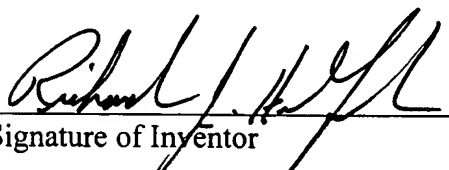
Martin M. Zoltick  
(202) 434-7419

I, the undersigned, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Please charge any fee or any fee deficiency occasioned by this document to Deposit Account No. 50-0311 (00960-502; CBM-2 CON).

Richard J. Helferich

Sole Inventor

  
Signature of Inventor

Date

July 6<sup>th</sup>, 1999

DCDOCS: 152198.1 (39fq01!.doc)

Date of Deposit: July 13, 1999

(Previously Attorney Docket No. 6300-0007-52)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: RICHARD J. HELFERICH

SERIAL NO.: 08/989,874

FILED: DECEMBER 12, 1997

FOR: USER INTERFACE FOR VOICE MESSAGE ACCESS

**NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS**  
**AND ATTORNEY DOCKET NUMBER**


ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

It is hereby requested that all correspondence regarding this application be sent to Martin M. Zoltick at the firm of MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C., whose Post Office address is: 701 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

Further, please change the attorney docket number from 6300-0007-52 to 15904-015.

Respectfully submitted,

  
Martin M. Zoltick  
Registration No. 35,745

701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202-434-7419  
Fax: 202-434-7400

Attorney Docket No. 19504-015

**STATEMENT CLAIMING SMALL ENTITY STATUS  
UNDER 37 C.F.R. §1.9(f) and 1.27(b) - INDEPENDENT INVENTOR**

**Applicant:** Richard J. Helfenrich  
**Serial No.:** 08/989,874  
**Filed:** December 12, 1997  
**Title:** USER INTERFACE FOR VOICE MESSAGE ACCESS

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 C.F.R. §1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- ☐ the specification filed herewith with title as listed above.
- ☒ the application identified above.
- ☐ the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 C.F.R. §1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

- ☒ No such person, concern, or organization exists.  
☐ Each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities (37 C.F.R. §1.27).



